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MINUTES OF THE REGULAR MEETING OF THE
LOUISIANA PROFESSIONAL ENGINEERING
AND LAND SURVEYING BOARD
9643 BROOKLINE AVENUE, SUITE 121
BATON ROUGE, LOUISIANA 70809-1433
March 13, 2017

At 8:00 a.m. on March 13, 2017, Kevin E. Crosby, P.E., P.L.S. called the meeting to order at the Board's office in Baton Rouge, Louisiana, with the following members present:

David L. Patterson, P.L.S.	Chairman
Terry J. Huval, P.E.	Vice Chairman
Christopher P. Knotts, P.E.	Treasurer
Paul N. Hale, Jr., Ph.D., P.E.	Secretary

Alan D. Krouse, P.E.
Thomas R. Carroll, III, P.E., P.L.S.
Charles G. Coyle, III, P.L.S.
Jeffrey A. Pike, P.E.
Kevin E. Crosby, P.E., P.L.S.

Not Present: John W. "Billy" Moore, P.E.
D. Scott Phillips, P.E., P.L.S.

Also present: Donna D. Sentell, Executive Director
Richard L. Savoie, Jr., P.E., Deputy Executive Director
Tyson Ducote, Director of Enforcement
Joe H. Harman, P.E., Technical Support Staff
William Hyatt, Board Investigator
D. Scott Landry, Board Attorney
Bill Tripoli, Board Staff
Larry Cobb, Board Staff

The invocation and pledge were led by Mr. Crosby.

Mr. Crosby presented the Chairman's gavel to Mr. Patterson.

The Board unanimously approved the motion made by Mr. Knotts, seconded by Mr. Carroll, to accept the March 13, 2017 proposed Call and Agenda for the Meeting.

Public comment time was recognized by Chairman Patterson.

The Board unanimously approved the motion made by Mr. Coyle, seconded by Mr. Huval, to approve the minutes from the January 10, 2017 Board meeting.

The Board unanimously approved the motion made by Mr. Carroll, seconded by Dr. Hale, to schedule the Board's next regular meeting for May 15-16, 2017.

Chairman Patterson designated Mr. Crosby and Mr. Phillips as the Board-funded delegates for the LSPS convention on April 5-7, 2017 in Houma, Louisiana.

Compliance and Enforcement

Case # 2014-38 – Mr. Ducote reported on a professional engineering firm which had an employee who practiced engineering without proper licensure. The respondent has signed and returned the proposed consent order offered by the Complaint Review Committee. The proposed consent order contained the following sanctions:

1. Fine of \$1,500
2. Costs of \$670.11
3. Louisiana Laws and Rules Quiz by each of its supervising professionals
4. Louisiana Professionalism and Ethics Quiz by each of its supervising professionals
5. Ensure that none of the firm's employees practice and/or offer to practice engineering in Louisiana without proper licensure
6. Publication on the Board's website and in the Journal with name
7. Report to NCEES with name

After discussion, the Board unanimously approved the motion made by the Complaint Review Committee, consisting of Mr. Knotts, Mr. Krouse and Mr. Phillips, to approve

1 the signed consent order. The name of the respondent is **Amec Foster Wheeler USA**
2 **Corporation.**

3
4 **Case # 2015-24** – Mr. Ducote reported on an unlicensed individual who practiced
5 engineering without proper licensure. The respondent has signed and returned the
6 proposed consent order offered by the Complaint Review Committee. The proposed
7 consent order contained the following sanctions:

- 8 1. Fine of \$1,000
- 9 2. Costs of \$669.61
- 10 3. Cease and desist
- 11 4. Publication on the Board’s website and in the Journal with name
- 12 5. Report to NCEES with name

13 After discussion, the Board unanimously approved the motion made by the Complaint
14 Review Committee, consisting of Mr. Knotts, Mr. Krouse and Mr. Phillips, to approve
15 the signed consent order. The name of the respondent is **George M. Dyer.**

16
17 **Case # 2015-32** – Mr. Ducote reported on a professional engineer who aided or
18 assisted another person in violating the laws and/or rules of the Board. The
19 respondent has signed and returned the proposed consent order offered by the
20 Complaint Review Committee. The proposed consent order contained the following
21 sanctions:

- 22 1. Fine of \$500
- 23 2. Costs of \$670.13
- 24 3. Louisiana Laws and Rules Quiz
- 25 4. Louisiana Professionalism and Ethics Quiz
- 26 5. Publication on the Board’s website and in the Journal with name
- 27 6. Report to NCEES with name

28 After discussion, the Board unanimously approved the motion made by the Complaint
29 Review Committee, consisting of Mr. Knotts, Mr. Krouse and Mr. Phillips, to approve
30 the signed consent order. The name of the respondent is **Jian-Ming E. Wang, P.E.**

31
32 **Case # 2015-38** – Mr. Ducote reported on an unlicensed firm which practiced and/or
33 offered to practice land surveying and used the words “land surveyor”, “land
34 surveying” or a modification or derivative thereof in a person’s name or form of
35 business or activity without proper licensure. The respondent has signed and
36 returned the proposed consent order offered by the Complaint Review Committee.
37 The proposed consent order contained the following sanctions:

- 38 1. Fine of \$1,000
- 39 2. Costs of \$1,893.12
- 40 3. Cease and desist
- 41 4. Publication on the Board’s website and in the Journal with name
- 42 5. Report to NCEES with name

43 After discussion, the Board unanimously approved the motion made by the Complaint
44 Review Committee, consisting of Mr. Phillips, Mr. Crosby and Mr. Knotts, to approve
45 the signed consent order. The name of the respondent is **DoC Mapping, L.L.C.**

46
47 **Case # 2015-55** – Mr. Ducote reported on a professional engineer who failed to seal
48 engineering documents that have been issued by the licensee to clients as completed
49 work. The respondent has signed and returned the proposed consent order offered
50 by the Complaint Review Committee. The proposed consent order contained the
51 following sanctions:

- 52 1. Fine of \$1,500
- 53 2. Costs of \$567.85
- 54 3. Louisiana Laws and Rules Quiz
- 55 4. Louisiana Professionalism and Ethics Quiz
- 56 5. Seal all engineering documents which are issued by the licensee to a client or
57 governmental agency as completed work unless specifically exempted by
58 applicable law or rule
- 59 6. Publication on the Board’s website and in the Journal with name
- 60 7. Report to NCEES with name

61 After discussion, the Board unanimously approved the motion made by the Complaint
62 Review Committee, consisting of Mr. Carroll, Mr. Knotts and Dr. Hale, to approve the
63 signed consent order. The name of the respondent is **Friedrich W. L. Gurtler, P.E.**

64
65 **Case # 2015-56** – Mr. Ducote reported on a professional engineering firm which had
66 an employee, officer and supervising professional who failed to seal engineering
67 documents that have been issued by the individual to clients as completed work. The
68 respondent has signed and returned the proposed consent order offered by the

1 Complaint Review Committee. The proposed consent order contained the following
2 sanctions:

- 3 1. Fine of \$1,500
- 4 2. Costs of \$567.85
- 5 3. Ensure that its employees seal all engineering documents which are issued by
6 the firm to a client or governmental agency as completed work unless
7 specifically exempted by applicable law or rule
- 8 4. Publication on the Board's website and in the Journal with name
- 9 5. Report to NCEES with name

10 After discussion, the Board unanimously approved the motion made by the Complaint
11 Review Committee, consisting of Mr. Carroll, Mr. Knotts and Dr. Hale, to approve the
12 signed consent order. The name of the respondent is **Gurtler Bros. Consultants, Inc.**

13
14 **Case # 2016-4** – Mr. Ducote reported on an unlicensed firm which practiced and
15 offered to practice engineering and used the words “engineer”, “engineering” or a
16 modification or derivative thereof in a person’s name or form of business or activity
17 without proper licensure. The respondent has signed and returned the proposed
18 consent order offered by the Complaint Review Committee. The proposed consent
19 order contained the following sanctions:

- 20 1. Fine of \$2,000
- 21 2. Costs of \$421.05
- 22 3. Publication on the Board's website and in the Journal with name
- 23 4. Report to NCEES with name

24 After discussion, the Board unanimously approved the motion made by the Complaint
25 Review Committee, consisting of Mr. Knotts, Mr. Krouse and Mr. Coyle, to approve the
26 signed consent order. The name of the respondent is **Blandco, L.L.C.**

27
28 **Case # 2016-5** – Mr. Ducote reported on a professional engineer who aided or
29 assisted another person in violating the laws and/or rules of the Board. The
30 respondent has signed and returned the proposed consent order offered by the
31 Complaint Review Committee. The proposed consent order contained the following
32 sanctions:

- 33 1. Fine of \$500
- 34 2. Costs of \$421.05
- 35 3. Louisiana Laws and Rules Quiz
- 36 4. Louisiana Professionalism and Ethics Quiz
- 37 5. Publication on the Board's website and in the Journal with name
- 38 6. Report to NCEES with name

39 After discussion, the Board unanimously approved the motion made by the Complaint
40 Review Committee, consisting of Mr. Knotts, Mr. Krouse and Mr. Coyle, to approve the
41 signed consent order. The name of the respondent is **Melanie V. Gaspard, P.E.**

42
43 **Case # 2016-18** – Mr. Ducote reported on an unlicensed firm which offered to
44 practice engineering without proper licensure. The respondent has signed and
45 returned the proposed consent order offered by the Complaint Review Committee.
46 The proposed consent order contained the following sanctions:

- 47 1. Fine of \$250
- 48 2. Costs of \$317.29
- 49 3. Publication on the Board's website and in the Journal with name
- 50 4. Report to NCEES with name

51 After discussion, the Board approved the motion made by the Complaint Review
52 Committee, consisting of Mr. Phillips, Mr. Carroll and Mr. Pike, with Mr. Coyle, Dr.
53 Hale, Mr. Huval, Mr. Krouse, Mr. Carroll and Mr. Pike for, Mr. Crosby against and Mr.
54 Knotts abstaining, to approve the signed consent order. The name of the respondent
55 is **Mark J. Morvant, P.E., LLC.**

56
57 **Case # 2016-19** – Mr. Ducote reported on a professional engineer who aided or
58 assisted another person in violating the laws and/or rules of the Board. The
59 respondent has signed and returned the proposed consent order offered by the
60 Complaint Review Committee. The proposed consent order contained the following
61 sanctions:

- 62 1. Fine of \$250
- 63 2. Costs of \$310.32
- 64 3. Louisiana Laws and Rules Quiz
- 65 4. Louisiana Professionalism and Ethics Quiz
- 66 5. Publication on the Board's website and in the Journal with name
- 67 6. Report to NCEES with name

68 After discussion, the Board approved the motion made by the Complaint Review
69 Committee, consisting of Mr. Phillips, Mr. Carroll and Mr. Pike, with Mr. Coyle, Dr.

1 Hale, Mr. Huval, Mr. Krouse, Mr. Carroll, Mr. Pike and Mr. Crosby for and Mr. Knotts
2 abstaining, to approve the signed consent order. The name of the respondent is **Mark**
3 **J. Morvant, P.E.**

4
5 **Case # 2016-20** – Mr. Ducote reported on an unlicensed firm which practiced and
6 offered to practice engineering without proper licensure. The respondent has signed
7 and returned the proposed consent order offered by the Complaint Review
8 Committee. The proposed consent order contained the following sanctions:

- 9 1. Fine of \$500
- 10 2. Costs of \$317.29
- 11 3. Publication on the Board's website and in the Journal with name
- 12 4. Report to NCEES with name

13 After discussion, the Board approved the motion made by the Complaint Review
14 Committee, consisting of Mr. Phillips, Mr. Carroll and Mr. Pike, with Mr. Coyle, Dr.
15 Hale, Mr. Huval, Mr. Krouse, Mr. Carroll and Mr. Pike for, Mr. Crosby against and Mr.
16 Knotts abstaining, to approve the signed consent order. The name of the respondent
17 is **Richard L Holm, LLC.**

18
19 **Case # 2016-21** – Mr. Ducote reported on a professional engineer who aided or
20 assisted another person in violating the laws and/or rules of the Board. The
21 respondent has signed and returned the proposed consent order offered by the
22 Complaint Review Committee. The proposed consent order contained the following
23 sanctions:

- 24 1. Fine of \$500
- 25 2. Costs of \$317.29
- 26 3. Louisiana Laws and Rules Quiz
- 27 4. Louisiana Professionalism and Ethics Quiz
- 28 5. Publication on the Board's website and in the Journal with name
- 29 6. Report to NCEES with name

30 After discussion, the Board approved the motion made by the Complaint Review
31 Committee, consisting of Mr. Phillips, Mr. Carroll and Mr. Pike, with Mr. Coyle, Dr.
32 Hale, Mr. Huval, Mr. Krouse, Mr. Carroll, Mr. Pike and Mr. Crosby for and Mr. Knotts
33 abstaining, to approve the signed consent order. The name of the respondent is
34 **Richard L. Holm, P.E.**

35
36 **Case # 2016-22** – Mr. Ducote reported on an unlicensed firm which practiced and
37 offered to practice engineering without proper licensure and provided false
38 information on its application for firm licensure to the Board. The respondent has
39 signed and returned the proposed consent order offered by the Complaint Review
40 Committee. The proposed consent order contained the following sanctions:

- 41 1. Fine of \$2,000
- 42 2. Costs of \$323.48
- 43 3. Publication on the Board's website and in the Journal with name
- 44 4. Report to NCEES with name

45 After discussion, the Board approved the motion made by the Complaint Review
46 Committee, consisting of Mr. Phillips, Mr. Carroll and Mr. Pike, with Mr. Coyle, Dr.
47 Hale, Mr. Huval, Mr. Krouse, Mr. Carroll, Mr. Pike and Mr. Crosby for and Mr. Knotts
48 abstaining, to approve the signed consent order. The name of the respondent is **Peter**
49 **Allain, PE, LLC.**

50
51 **Case # 2016-23** – Mr. Ducote reported on a professional engineer who aided or
52 assisted another person in violating the laws and/or rules of the Board. The
53 respondent has signed and returned the proposed consent order offered by the
54 Complaint Review Committee. The proposed consent order contained the following
55 sanctions:

- 56 1. Fine of \$750
- 57 2. Costs of \$323.48
- 58 3. Louisiana Laws and Rules Quiz
- 59 4. Louisiana Professionalism and Ethics Quiz
- 60 5. Publication on the Board's website and in the Journal with name
- 61 6. Report to NCEES with name

62 After discussion, the Board approved the motion made by the Complaint Review
63 Committee, consisting of Mr. Phillips, Mr. Carroll and Mr. Pike, with Mr. Coyle, Dr.
64 Hale, Mr. Huval, Mr. Krouse, Mr. Carroll, Mr. Pike and Mr. Crosby for and Mr. Knotts
65 abstaining, to approve the signed consent order. The name of the respondent is **Peter**
66 **A. Allain, P.E.**

67
68 **Case # 2016-24** – Mr. Ducote reported on an unlicensed firm which practiced and/or
69 offered to practice engineering without proper licensure. The respondent has signed

1 and returned the proposed consent order offered by the Complaint Review
2 Committee. The proposed consent order contained the following sanctions:

- 3 1. Fine of \$500
- 4 2. Costs of \$325.81
- 5 3. Publication on the Board's website and in the Journal with name
- 6 4. Report to NCEES with name

7 After discussion, the Board approved the motion made by the Complaint Review
8 Committee, consisting of Mr. Phillips, Mr. Carroll and Mr. Pike, with Mr. Coyle, Dr.
9 Hale, Mr. Huval, Mr. Krouse, Mr. Carroll and Mr. Pike for, Mr. Crosby against and Mr.
10 Knotts abstaining, to approve the signed consent order. The name of the respondent
11 is **David W. Backstedt, Jr., L.L.C.**

12
13 **Case # 2016-25** – Mr. Ducote reported on a professional engineer who aided or
14 assisted another person in violating the laws and/or rules of the Board. The
15 respondent has signed and returned the proposed consent order offered by the
16 Complaint Review Committee. The proposed consent order contained the following
17 sanctions:

- 18 1. Fine of \$500
- 19 2. Costs of \$325.81
- 20 3. Louisiana Laws and Rules Quiz
- 21 4. Louisiana Professionalism and Ethics Quiz
- 22 5. Publication on the Board's website and in the Journal with name
- 23 6. Report to NCEES with name

24 After discussion, the Board approved the motion made by the Complaint Review
25 Committee, consisting of Mr. Phillips, Mr. Carroll and Mr. Pike, with Mr. Coyle, Dr.
26 Hale, Mr. Huval, Mr. Krouse, Mr. Carroll, Mr. Pike and Mr. Crosby for and Mr. Knotts
27 abstaining, to approve the signed consent order. The name of the respondent is
28 **David W. Backstedt, Jr., P.E.**

29
30 **Case # 2016-34** – Mr. Ducote reported on an unlicensed firm which practiced and/or
31 offered to practice engineering and used the words "engineer", "engineering" or a
32 modification or derivative thereof in a person's name or form of business or activity
33 without proper licensure. The respondent has signed and returned the proposed
34 consent order offered by the Complaint Review Committee. The proposed consent
35 order contained the following sanctions:

- 36 1. Fine of \$3,000
- 37 2. Costs of \$441.25
- 38 3. Publication on the Board's website and in the Journal with name
- 39 4. Report to NCEES with name

40 After discussion, the Board unanimously approved the motion made by the Complaint
41 Review Committee, consisting of Mr. Phillips, Mr. Krouse and Mr. Coyle, to approve the
42 signed consent order. The name of the respondent is **Minick Engineering, Inc.**

43
44 **Case # 2016-36** – Mr. Ducote reported on a professional engineer who aided or
45 assisted another person in violating the laws and/or rules of the Board. The
46 respondent has signed and returned the proposed consent order offered by the
47 Complaint Review Committee. The proposed consent order contained the following
48 sanctions:

- 49 1. Fine of \$500
- 50 2. Costs of \$441.25
- 51 3. Louisiana Laws and Rules Quiz
- 52 4. Louisiana Professionalism and Ethics Quiz
- 53 5. Publication on the Board's website and in the Journal with name
- 54 6. Report to NCEES with name

55 After discussion, the Board unanimously approved the motion made by the Complaint
56 Review Committee, consisting of Mr. Phillips, Mr. Krouse and Mr. Coyle, to approve the
57 signed consent order. The name of the respondent is **Mark C. Minick, P.E.**

58
59 **Case # 2016-37** – Mr. Ducote reported on an unlicensed firm which practiced and/or
60 offered to practice engineering without proper licensure. The respondent has signed
61 and returned the proposed consent order offered by the Complaint Review
62 Committee. The proposed consent order contained the following sanctions:

- 63 1. Fine of \$3,000
- 64 2. Costs of \$332.39
- 65 3. Publication on the Board's website and in the Journal with name
- 66 4. Report to NCEES with name

67 After discussion, the Board unanimously approved the motion made by the Complaint
68 Review Committee, consisting of Mr. Knotts, Mr. Krouse and Mr. Pike, to approve the
69 signed consent order. The name of the respondent is **Osiose Utilities Services, Inc.**

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Case # 2016-38 – Mr. Ducote reported on a professional engineer who aided or assisted another person in violating the laws and/or rules of the Board. The respondent has signed and returned the proposed consent order offered by the Complaint Review Committee. The proposed consent order contained the following sanctions:

- 1. Fine of \$500
- 2. Costs of \$331.92
- 3. Louisiana Laws and Rules Quiz
- 4. Louisiana Professionalism and Ethics Quiz
- 5. Publication on the Board’s website and in the Journal with name
- 6. Report to NCEES with name

After discussion, the Board unanimously approved the motion made by the Complaint Review Committee, consisting of Mr. Knotts, Mr. Krouse and Mr. Pike, to approve the signed consent order. The name of the respondent is **Thomas M. Gardner, P.E.**

The Board recessed at 9:45 a.m. and resumed at 10:05 a.m.

Committee Reports

Liaison and Law Review Committee

Mr. Knotts presented the report for the Liaison and Law Review Committee.

The Board unanimously approved the motion made by the Liaison and Law Review Committee to amend Rules 903, 1105 and 1901 to read as follows:

§903. Professional Engineer Licensure

A. The requirements for licensure as a professional engineer under the alternatives provided in the licensure law are as follows:

- 1. ...
- 2. the applicant for licensure as a professional engineer shall be an individual who holds a valid license to engage in the practice of engineering issued to him/her by proper authority of a state, territory, or possession of the United States, or the District of Columbia, based on requirements that do not conflict with the provisions of the licensure law, and which were of a standard not lower than that specified in the applicable licensure law in effect in Louisiana at the time such license was issued, who is of good character and reputation, who has submitted an application for licensure in accordance with the requirements of R.S. 37:694, and if the state, territory, or possession, or the District of Columbia, in which he/she is licensed will accept the licenses issued by the board on a comity basis, and who was duly licensed as a professional engineer by the board.

B. - E. ...

§1105. Acceptable Engineering Graduate Degrees

A. Acceptable engineering graduate degrees are those in an engineering discipline or sub-discipline from a university having an undergraduate accredited engineering curriculum in the same discipline or sub-discipline and which require the removal of deficiencies in science, mathematics, engineering sciences and engineering design as a prerequisite to the graduate courses; or are those found by the board to be equivalent to such degrees. The successful completion of a minimum of 48 semester credit hours of coursework in engineering sciences and engineering design is required in order to remove deficiencies in engineering sciences and engineering design.

§1901. Disciplines

- A. ...
- B. Each individual licensed under R.S. 37:693(B)(5) shall be listed by the board as a professional engineer in the discipline of naval architecture/marine engineering.

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Applications

Application Appeals

The Board unanimously approved the motion made by the reviewing committee, comprised of Mr. Knotts and Mr. Carroll, to affirm the reviewing committee’s decision to *disapprove* the application of Juan Carlos **Guerrero-Molano** for licensure as a professional engineer by comity based on not having passed the fundamentals of engineering examination.

Committee Reports (continued)

Land Surveying Committee

Chairman Patterson presented the report for the Land Surveying Committee.

The Board unanimously approved the motion made by Mr. Pike, seconded by Mr. Knotts, to request a letter from Chaffe McCall (which will be shared with LSPS) summarizing their conclusions regarding the ownership and copyright of the Louisiana Laws of Land Surveying Examination.

The Board unanimously approved the motion made by the Land Surveying Committee to authorize the Executive Director to enter into a contract with the **LSPS** to serve as subject matter experts in developing the Louisiana Laws of Land Surveying Examination for the Board. The term of the contract will be for one year **beginning July 1, 2017 and ending June 30, 2018**, in the amount not to exceed **\$5,000.00**.

Finance Committee

Mr. Knotts presented the report for the Finance Committee.

The Board unanimously approved the motion made by the Finance Committee to approve the financial report for FY 16-17 as presented.

The Board unanimously approved the motion made by the Finance Committee to amend the contract for **Celia Cangelosi** to serve as a prosecuting attorney for Board disciplinary and enforcement hearings. The term of the contract will be for one year beginning **July 1, 2016 and ending June 30, 2017**, in the amount not to exceed **\$75,000.00**.

The Board recessed at noon for lunch and resumed at 12:40 p.m.

Closing Business

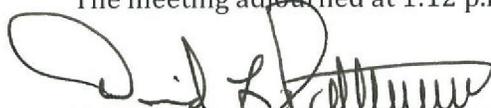
The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Knotts, to approve all committee recommendations and actions.

The Board unanimously approved the motion made by Mr. Huval, seconded by Mr. Krouse, to acknowledge and confirm all licenses and certificates issued by the Board.

The Board unanimously approved the motion made by Mr. Coyle, seconded by Mr. Huval, to approve all Board expenses.

The Board unanimously approved the motion made by Mr. Crosby, seconded by Mr. Knotts, to adjourn.

The meeting adjourned at 1:12 p.m. on Monday, March 13, 2017.



David L. Patterson, P.L.S.
Chairman



Paul N. Hale, Jr., Ph.D., P.E.
Secretary